

Funding Request Number 835450 SPIN: 143026575

Service Provider: Independent Computer Maintenance, LLC

Contract Number: 10772

Services Ordered: INTERNAL CONNECTIONS

Site Identifier: 227606 INDEPENDENCE HIGH SCHOOL

Billing Account Number:

Adjusted Funding Commitment: \$0.00

Funds Disbursed to Date: \$160,090.74

Funds to be Recovered: \$160,090.74

Funding Commitment Adjustment Explanation:

After a thorough review, it has been determined that this funding request must be rescinded in full. SLD found similarities in Forms 470 and technology plans among applicants associated with this vendor. This indicates that the vendor was improperly involved in the competitive bidding process. As a result the commitment amount is rescinded in full.

Exhibit E



Universal Service Administrative Company
Schools & Libraries Division

RECEIVED
10/13/04

Administrator's Decision on Appeal - Funding Year 2002-2003

October 12, 2004

LeRoy W. Stafford
Independence High School
179 Van Buren Street
Newark, NJ 07105

Re: Billed Entity Number: 227606
471 Application Number: 316756
Funding Request Number(s): 835388, 835401, 835419, 835450
Your Correspondence Dated: May 13, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2002 Commitment Adjustment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 835388, 835401, 835419, 835450
Decision on Appeal: **Denied in full**
Explanation:

- You have stated on appeal that you were unaware of what information or entities were reviewed to determine that there were similarities in the Form 470 and technology plan that you submitted. You state that if similarities do exist they may exist from understanding basic development, installation, and management of an information system to provide various types of information to specific users. At no time did any vendor assist in the development or preparation of any documents submitted to SLD. You state that only Diversified Computer Solutions, Inc. went beyond the initial telephone inquiry and expressed a desire to meet with the school and work with the small student population. As indicated in the October 6, 2003 response to questions from SLD during the Selective Review the school was left with only one provider interested in the school so you accepted their bid. Following the completion of the cabling activity, trying to reach DCS became difficult and you could not get any response to your questions concerning the status of the project. You learned later that the provider had left the area. You state that you had become aware of Independent Computer Maintenance,

LLC (ICM) and in a letter dated October 18, 2003 you requested an operational SPIN change from DCS to ICM for funding request numbers 835419 and 835450 for Internet Connections. On September 29, 2003 you requested an operational SPIN change from DCS to ICM for funding request numbers 835388 and 835401 for Internet Access. On August 25, 2003, you received approval from the SLD for the SPIN change regarding the Internet Connection requests but never received approval for the Internet Access requests and later learned that DCS had been paid for the Internet Access work. You close the appeal by stating that you are concerned about the inferences in the letter dated March 16, 2004 concerning vendor assistance. You indicate that you always had an arms length relationship with DCS as a vendor.

- After a thorough review of the appeal and all relevant documentation, it has been determined that the applicant documentation that was submitted to SLD during the course of the Item 25 Selective Review process indicates that similarities in the Form 470 (Application Number: 590050000406966) and submitted technology plan exist. During the course of the appeal review, it was determined that the applicant's form identifier is the Form 470 number, standard services are sought for each service category, service or function and quantity and/or capacity is written in all capital letters. Upon review of the Item 25 documentation that was submitted by the applicant it was determined that identical language exists for all six competitive bidding questions, template fax back has identical wording in what appears to be the same handwriting, and the template technology plan has identical wording and format. Based on this documentation, it was determined that similarities exist within the Form 470 and technology plan which indicate that the original vendor, Diversified Computer Solutions, Inc., of the referenced funding requests was improperly involved in the competitive bidding process. Consequently, the appeal is denied in full.

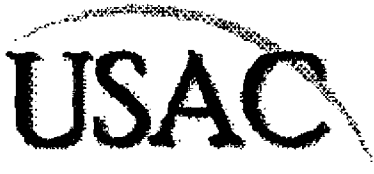
If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the Federal Communications Commission (FCC). For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

cc: Anthony Natoli
Independent Computer Maintenance, LLC
1037 Route 46 East, Suite C-102
Clifton, NJ 07013

Exhibit F



Universal Service Administrative Company
Schools & Libraries Division

29th September 2004

INDEPENDENCE HIGH SCHOOL

Application Number: 406658

Dear Le ROY STAFFORD

The Program Integrity Assurance (PIA) team is in the process of reviewing all Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the federal universal service program. We are currently in the process of reviewing your Funding Year 2004 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below.

1. Based upon review of your Form 471 application and/or the documentation you provided, we were not able to determine the eligibility of **INDEPENDENCE HIGH SCHOOL**. In order to be eligible to receive discounted services, per the rules of this support mechanism, schools must meet the statutory definition of an elementary or a secondary school found in the Elementary and Secondary Education Act of 1965 (20 U.S.C. Section 8801 (14) and (25)) and they must not be operating as for-profit businesses, and may not have an endowment exceeding \$50 million. Please provide documentation that will verify that the entity meets the definition provided above.
2. Based upon review of your Form 471 application, we were not able to validate your requested discount percentage of **90%** for **INDEPENDENCE HIGH SCHOOL**. If you choose to validate your original requested discount percentage of **90%**, then please provide the appropriate documentation if one of the following acceptable methods were used:
 - a. If the school participates in a National School Lunch Program (NSLP), please provide us a signed copy (preferably by the Principal, Vice-Principal, Superintendent, or Director of Food Services) of the Reimbursement Claim Form that the school sends to the state each month. Make sure that the following 3 items are identified:
 1. The Entity name
 2. The total number of students enrolled at the entity
 3. The total number of students eligible for Free/Reduced Lunch Program for the entity

If the school district fills out an aggregate form for the school district, provide a signed letter from a school official (preferably the Superintendent) that lists the Free/Reduced information for each school in the district.

- b. If the discount percentage was determined by information obtained from a survey/application, please provide the following information:
- 1) Total number of students enrolled
 - 2) Total number of surveys/applications sent out
 - 3) Number of surveys/applications returned
 - 4) Total number of students qualified for NSLP per the returned surveys/applications
 - 5) Are the surveys/applications and results kept on file.
 - 6) Provide a sample copy of a FILLED OUT SURVEY/APPLICATION with the child's personal information crossed out for confidentiality.
 - 7) A signed certification that reads: "I certify that only those students who meet the Income Eligibility Guidelines of the National School Lunch Program have been included in Column 5 of Item 10b, of Block 4 (Worksheet A) of the Form 471."
 - 8) This information must be in writing on school letterhead and signed by a school official (such as the Principal, Vice-Principal, Superintendent, Director of Food Services).
- c. If the discount was determined using a different method than what was identified above, please indicate the method that was used and provide all relevant data.

Please fax or e-mail the requested information to my attention. If you have any questions, please feel free to contact me.

It is important that we receive all of the information requested so we can complete our review. **Failure to do so may result in a reduction or denial of funding.**

Please send the requested information within seven calendar days. If you need additional time to prepare your response, please let me know as soon as possible

Thank you for cooperation and continued support of the Universal Service Program.

Sincerely,

Maria Donawa
Schools And Libraries Division
Program Integrity Assurance
Phone: 973-884-8444
FAX: 973-599-6521
mdonawa@sl.universalservice.org



Universal Service Administrative Company
Schools & Libraries Division

13th October 2004

INDEPENDENCE HIGH SCHOOL

Application Number: 406658

Dear Le ROY STAFFORD

The Program Integrity Assurance (PIA) team is in the process of reviewing all Form 471 Applications for schools and libraries discounts to ensure that they are in compliance with the rules of the federal universal service program. We are currently in the process of reviewing your Funding Year 2004 Form 471 Application. To complete our review, we need some additional information. The information needed to complete the review is listed below.

1. For FRN **1114464 and 1114461**, the documentation provided in the Item 21 Attachments was not sufficient to determine the eligibility of your request(s). Please provide a description of the functionality of the Terminal Server. For more information, please refer to the Eligible Services List at our website - <http://www.sl.universalservice.org/reference/eligible.asp>.
2. For FRN 1114453, the documentation provided in the Item 21 Attachments was not sufficient to determine the eligibility of your request(s). Please provide the role and functionality of the Dell Power Vault DLT.
3. For FRN 1114461, please provide a list of the equipment that will be supported by the UPS.
4. Please sign the conditional certification attached.

Please fax or e-mail the requested information to my attention. If you have any questions, please feel free to contact me.

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Sincerely,

Maria Donawa
Schools And Libraries Division
Program Integrity Assurance
Phone: 973-884-8444
FAX: 973-599-6521
Email:mdonawa@sl.universalservice.org

13th October 2004

Dear Applicant:

Concerning your funding requests **1114458** for application number **406658** under the Schools & Libraries Support Mechanism ("E-rate"), your request might contain some products that are eligible for funding, or not eligible for funding, depending on how they are used. We will need some additional information in order to evaluate your funding request. Please submit the information requested below.

To aid in your response, you may wish to consult our Eligible Services List, which is available at www.sl.universalservice.org. You may also wish to check with your service provider if you are uncertain about making the certifications on this page.

In general, E-rate funds are available to provide connectivity. Other uses are not eligible for support. The products/services being requested may have some ineligible functions including but not limited to: Content filtering, network management, proxy services, caching, and Virtual Private Networks (VPN's). In order for us to further evaluate your request, please refer to the areas below and indicate the statements that apply to you.

Do you plan to use any ineligible functions as part of your request for Products or Services?
Yes _____ No _____

If no, please sign and date the following statement:

I certify that we will not utilize the ineligible functions contained within the requested product or service and that we may be audited. If we are found to have used these products/services in a way that is prohibited, recovery of funds or revocation of funding commitments is a possibility.

Signature: _____ Date: _____

If yes, the functions may be considered ancillary if they meet the following criteria.

1. The package represents the most cost-effective bid for the eligible product or service.
2. The consideration of cost-effectiveness must be made without considering ineligible features.
3. The package is a standard product offering that includes the ineligible features as an intrinsic part, with no separated pricing available.
4. Any added content must be minimal.

Did the functions meet all of the criteria? Yes _____ No _____

If yes, the ineligible function is ancillary. If no, the ineligible function is integral to the requested product or service and must be cost allocated out of the funding request.

If the ineligible functions are to be utilized and do not meet the ancillary criteria, please provide a cost allocation of the ineligible functions (to include all related costs such as installation, maintenance, taxes, etc).

The amount to be allocated out of the request is _____ for the following
ineligibles _____

Name: _____

Title: _____

Date: _____

Thank you for your participation in the E-rate program.



80 South Jefferson Road
Whippany, New Jersey 07981
Fax: 973-599-6521

Universal Service Administrative Company
Schools & Libraries

FAX TRANSMISSION COVER SHEET

To: Le ROY STAFFORD
Fax: 1-973-589-1519
Subject: FY 2004 eRate application 406658
From: Maria Donawa (PIA Team6)
Date: October 13, 2004
Time: 11:47:27 AM

YOU SHOULD RECEIVE 12 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT
RECEIVE ALL THE PAGES, PLEASE CALL THE CONTACT SPECIFIED BELOW.

Privilege and Confidentiality Notice

The information in this telecopy is intended for the named recipients only. It may contain information that is privileged, confidential or otherwise protected from disclosure. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this telecopied material is strictly prohibited. If you have received the telecopy in error, please notify us by telephone immediately and mail the original to us at the above address. Thank you.



Universal Service Administrative Company
Schools & Libraries Division

13th October 2004

INDEPENDENCE HIGH SCHOOL

Application Number: 406658

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 - a. If the school participates in a National School Lunch Program (NSLP), please provide us a signed copy (preferably by the Principal, Vice-Principal, Superintendent, or Director of Food Services) of the Reimbursement Claim Form that the school sends to the state each month. Make sure that the following 3 items are identified:
 1. The Entity name
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- b. If the discount percentage was determined by information obtained from a survey/application, please provide the following information:
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 - 3) Number of surveys/applications returned
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 - 5) Are the surveys/applications and results kept on file.
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 - 7) A signed certification that reads: "I certify that only those students who meet the Income Eligibility Guidelines of the National School Lunch Program have been included in Column 5 of Item 10b, of Block 4 (Worksheet A) of the Form 471."
 - 8) This information must be in writing on school letterhead and signed by a school official (such as the Principal, Vice-Principal, Superintendent, Director of Food Services).
- c. If the discount was determined using a different method than what was identified above, please indicate the method that was used and provide all relevant data.

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Sincerely,

Maria Donawa
Schools And Libraries Division
Program Integrity Assurance
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FAX: 973-599-6521
mdonawa@sl.universalservice.org

13th October 2004

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Yes _____ No _____

If no, please sign and date the following statement:

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Did the functions meet all of the criteria? Yes _____ No _____

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The amount to be allocated out of the request is _____ for the following
ineligibles _____

Name: _____

Title: _____

Date: _____

Thank you for your participation in the E-rate program.

13th October 2004

Dear Applicant:

Concerning your funding requests **1114464** for application number **406658** under the Schools & Libraries Support Mechanism ("E-rate"), your request might contain some products that are eligible for funding, or not eligible for funding, depending on how they are used. We will need some additional information in order to evaluate your funding request. Please submit the information requested below.

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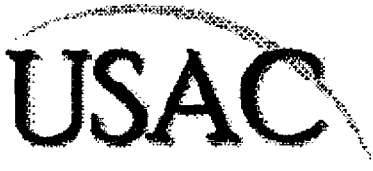
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Name: _____

Title: _____

Date: _____

Thank you for your participation in the E-rate program.



Universal Service Administrative Company
Schools & Libraries Division

4th November 2004

INDEPENDENCE HIGH SCHOOL

Application Number: 406658

Dear Le ROY STAFFORD

You were recently sent a written request for additional information needed by the Program Integrity Assurance (PIA) team to review your Form 471 Application to ensure that it is in compliance with the rules of the federal universal service program. We requested that the information be provided within seven calendar days. To date, none of the requested information has been received. The information needed to complete the review is listed below.

1. For FRN 1114464 and 1114461, the documentation provided in the Item 21 Attachments was not sufficient to determine the eligibility of your request(s). Please provide a description of the functionality of the Terminal Server. For more information, please refer to the Eligible Services List at our website - <http://www.sl.universalservice.org/reference/eligible.asp>.
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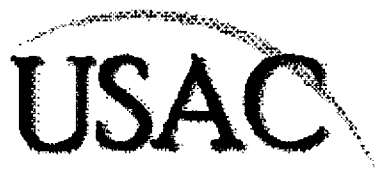
information currently on file. If you need additional time to prepare your response, please let me know as soon as possible.

A copy of this correspondence is being forwarded to your State E-Rate Coordinator for informational purposes only.

Thank you for cooperation and continued support of the Universal Service Program.

Sincerely,

Maria Donawa
Schools And Libraries Division
Program Integrity Assurance
Phone: 973-884-8444
FAX: 973-599-6521
Email:mdonawa@sl.universalservice.org



Universal Service Administrative Company
Schools & Libraries Division

4th November 2004

INDEPENDENCE HIGH SCHOOL

Application Number: 406658

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Thank you for cooperation and continued support of the Universal Service Program.

Sincerely,

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